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10 UNITED STATES BANKRUPTCY COURT
11 EASTERN DISTRICT OF WASHINGTON

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13 In Re:

14 GIGA WATT INC.

15 Debtor in Possession

16 Case No. 18-03197-11

17 Chapter 11

18 ORDER AUTHORIZING
19 COMMITTEE TO FILE
20 ADVERSARY PROCEEDING
21 AGAINST DOUGLAS COUNTY
22 PUD FOR THE BENEFIT OF THE
23 BANKRUPTCY ESTATE

24 This matter having come on regularly for hearing on the motion of the
25 Committee of Unsecured Creditors for the Court to authorize the Committee to
26 file and pursue litigation against the Douglas County PUD, for the benefit of the
bankruptcy estate, in lieu of the Chapter 11 Trustee (the “Motion”), the Court

1 being fully advised in the premises, and having considered any objections and
2 finding cause exists to grant the Motion, THE COURT HEREBY FINDS:
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- 4 1. The Committee has established that a colorable claim exists that
5 litigation against the Douglas County Public Utility District would
6 be successful;
- 7 2. The Chapter 11 Trustee has chosen not to undertake such litigation;
- 8 3. The Committee has identified legal counsel to prosecute such
9 litigation on a contingent fee basis;
- 10 4. Therefore, the Committee should be authorized to pursue this
11 litigation in lieu of the Chapter 11 Trustee, for the benefit of the
12 bankruptcy estate.
- 13 5. Such contingent fee employment shall be presented to the Court for
14 approval by separate application.

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16 //END OF ORDER//
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19 Presented By:
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22 SALISH SEA LEGAL PLLC
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25 */s/ Ben Ellison*
26 Benjamin A. Ellison, WSBA #4815
Attorney for the Committee